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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/677,467

10/02/2003

Philippe Bazot

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HOFFMAN WARNICK LLC  
75 STATE ST  
14 FL  
ALBANY, NY 12207

EXAMINER

CHRISTENSEN, SCOTT B

ART UNIT

PAPER NUMBER

2444

NOTIFICATION DATE

DELIVERY MODE

06/22/2009

ELECTRONIC

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

PTOCommunications@hoffmanwarnick.com

<b>Office Action Summary</b>	<b>Application No.</b> 10/677,467	<b>Applicant(s)</b> BAZOT ET AL.	
	<b>Examiner</b> Scott Christensen	<b>Art Unit</b> 2444	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 08 May 2009.
- 2a) ☒ This action is **FINAL**.                      2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 2 and 4 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 2 and 4 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All    b) ☐ Some \*    c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
  2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                     | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____                                      |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08)          | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____  | 6) <input type="checkbox"/> Other: _____                          |

### **DETAILED ACTION**

1. This Office Action is in regards to the most recent papers filed on 5/8/2009.

### ***Response to Arguments***

2. Applicant's arguments filed 5/8/2009 have been fully considered but they are not persuasive.
3. Applicant's sole argument is presented on pages 4-5 of Applicant's response. Specifically, Applicant argues, "The Office previously admitted to Brown not teaching this feature in rejecting claim 2."

First, it is noted that the Office Action from 2/15/2008 stated, "However Brown et al. do not explicitly disclose, reverse proxy." Thus, the Office Action clearly interpreted Brown as not disclosing the term "reverse proxy," where the remaining functionality that was associated with the term "reverse proxy" was stated to have been disclosed by Brown.

Then, in the Office Action dated 12/9/2008, the current Examiner, upon reviewing the action of the previous Examiner, found that the term "reverse proxy" was afforded weight that the term was not entitled to, for reasons that are detailed in the Office Action from 12/9/2008, in the two sentences of page 3 and the first sentence of page 4. Thus, the position of the Office has been made clear, and the error in the previous Office Action has been noted.

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Further, this argument is moot, as Applicant has removed the language “reverse proxy” from the instant claims, meaning that the sole reason that claim 2 was rejected under 35 USC 103 in the Office Action dated 2/15/2008 was removed from the claims.

Lacking any arguments touching upon the merits of the claims with respect to Brown, the rejection of the instant claims under 35 USC 102 has been maintained.

***Claim Rejections - 35 USC § 102***

4. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

5. Claims 1, 4 are rejected under 35 U.S.C. 102(e) as being anticipated by Brown et al. (US Patent NO. 6970918B2 here after “Brown et al.”).

6. The applied reference has a common assignee with the instant application. Based upon the earlier effective U.S. filing date of the reference, it constitutes prior art under 35 U.S.C. 102(e). This rejection under 35 U.S.C. 102(e) might be overcome either by a showing under 37 CFR 1.132 that any invention disclosed but not claimed in the reference was derived from the inventor of this application and is thus not the invention “by another,” or by an appropriate showing under 37 CFR 1.131.

7. Regarding Claim 1 Brown et al. disclose, Method of accessing Internet resources provided by at least a content server (col. 3, line 51 & Fig 2a, 16) in a data transmission system including a proxy (col. 3, line 55 & Fig 2a, 11) connected to an Internet network (col. 3, line 50 & Fig 2a, 14), said proxy being provided with authentication means (col. 4, line 23 & Fig 3, 20) for authenticating a user when receiving a request for Internet resources (col. 4, line 18) therefrom, and wherein said proxy transmits the user request to said content server (col. 4, lines 3-8 & 29-30) which sends back a response to the proxy together with at least one cookie containing information about said user (col. 4, lines 30-32);

said proxy receiving said response over the internet network (col. 3, Lines 49-51 & Fig 2a , 14) and storing said response in a user context database (col. 4, lines 32-33 & Fig 3, User Database 22) and transmitting said response to said user (col. 6, line 37) over the Internet network (col. 4, lines 11-15) after said cookie has been removed from said response (col. 6, lines 29-31), so that said user can send all subsequent requests for accessing said Internet resources contained in said content server to said proxy (col. 7, lines 36-41) over the Internet network (col. 4, lines 11-15), wherein said cookie which has been stored in said user context database is added to all subsequent requests from said user for accessing Internet resources in said content server (col. 5, lines 17-27), wherein said proxy is configured to establish a connection to said content server on behalf of said user when receiving said request from said user, and wherein said cookie is transmitted by said configured proxy to said content server when said user sends

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subsequent requests for the URL of the said content server, even if said content server does not belong in the said proxy server's domain (Figure 2a).

8. Regarding Claim 4 Brown et al. disclose, Method according to claim 1, wherein the response from said content server to said proxy includes a statement "set-cookies," said statement being removed from said response (col. 6, lines 29-31) before transmitting said response to said user (col. 6, line 37).

***Conclusion***

9. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Scott Christensen whose telephone number is (571)270-1144. The examiner can normally be reached on Monday through Thursday 6:30AM - 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William Vaughn can be reached on (571) 272-3922. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/S. C./

Examiner, Art Unit 2444

/William C. Vaughn, Jr./

Supervisory Patent Examiner, Art Unit 2444